

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

GREAT WEST CASUALTY COMPANY

Plaintiff,

v.

ACE AMERICAN INSURANCE  
COMPANY and PACKAGING  
CORPORATION OF AMERICA

Defendants.

Case No. 1:21-cv-00338

ACE AMERICAN INSURANCE  
COMPANY

Third-Party Plaintiff,

v.

SALEM CARRIERS, INC., and GEMINI  
INSURANCE COMPANY

Third-Party Defendants,

**CONSENT MOTION TO ADDRESS PRIOR ORDERS**

The Parties, through counsel, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, respectfully request that the Court address two prior Orders entered in response to several motions filed by the parties. Specifically, the parties request that the Court withdraw the following Orders: (1) docket entry 84, which denied Great West's Motion for Judgment on the Pleadings and Motion to Dismiss PCA's Counterclaim [D.E. 61] and Great West's Motion for Judgment on the Pleadings and Motion to Dismiss ACE's

Counterclaim [D.E. 74]; and (2) docket entry 90, which denied Salem's Motion to Dismiss the Third-Party Amended Complaint or, in the Alternative, Motion for Judgment on the Pleadings [D.E. 68] and Gemini's Motion to Dismiss ACE's First Amended Third-Party Complaint or, in the Alternative, Motion for Judgment on the Pleadings [D.E. 71]. In support of this Motion, the Parties submit the accompanying Memorandum of Law.

[CONSENT SIGNATURE PAGE FOLLOWS]

This the 29th day of May, 2024.

/s/ Daniel T. Strong

William A. Bulfer – N.C. Bar No. 31424

Daniel T. Strong – N.C. Bar No. 49546

**TEAGUE, CAMPBELL, DENNIS & GORHAM, LLP**

Post Office Box 19207

Raleigh, North Carolina 27619

Telephone: (919) 873-0166

Fax: (919) 873-1814

wbulfer@teaguecampbell.com

dstrong@teaguecampbell.com

*Attorneys for Great West Casualty Company*

/s/ Thomas J. Doughton

Thomas J. Doughton – N.C. Bar No. 16611

**CRAIGE JENKINS LIIPFERT & WALKER, PLLC**

110 Oakwood Drive, Suite 300

Winston-Salem, North Carolina 27103

Telephone: (336) 725-2900

tdoughton@craigejenkins.com

*Attorney for Salem Carriers, Inc.*

/s/ L. Cooper Harrell

Alan W. Duncan – N.C. State Bar No. 8736

L. Cooper Harrell – N.C. State Bar No.

27875

**MULLINS DUNCAN HARRELL & RUSSELL PLLC**

300 N. Greene St., Suite 2000

Greensboro, NC 27401

Telephone: 336-645-3320

Facsimile: 336-645-3330

aduncan@mullinsduncan.com

charrell@mullinsduncan.com

*Attorney for Packaging Corporation of America*

/s/ Wesley B. Sawyer

Wesley B. Sawyer – S.C. Bar No. 100299

**MURPHY & GRANTLAND, P.A.**

P.O. Box 6648

Columbia, South Carolina 29260

Telephone: (803) 782-4100

wsawyer@murphygrantland.com

*Attorney for Third-Party Defendant Gemini Insurance Company*

/s/ Thomas A. Marrinson

Thomas A. Marrinson – Ill. Bar No. 6211807

**REED SMITH LLP**

10 South Wacker Drive, 40th Floor

Chicago, Illinois 60606

Telephone: (312) 207-1000

tmarrinson@reedsmith.com

*Attorney for Packaging Corporation of America*

/s/ Jennifer A. Welch

Jennifer A. Welch – N.C. Bar No. 31360

**CRANFILL SUMNER LLP**

5420 Wade Park Boulevard, #300

Raleigh, NC 27607

Telephone: (919) 863-8739

Jwelch@cshlaw.com

*Attorney for ACE American Insurance Company*

/s/ Phillip K. Beth

Phillip K. Beth – Ill. Bar No. 6255633

**HINKHOUSE WILLIAMS WALSH LLP**

180 North Stetson, Suite 3400

Chicago, Illinois 60601

Telephone: (312) 784-5429

*Attorney for ACE American Insurance Company*

**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing Document with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all known counsel of record.

This the 29th day of May, 2024.

**TEAGUE, CAMPBELL, DENNIS & GORHAM, L.L.P.**

BY: /s/ Daniel T. Strong  
William A. Bulfer, N.C. State Bar No. 31424  
Daniel T. Strong, N.C. State Bar No. 49546